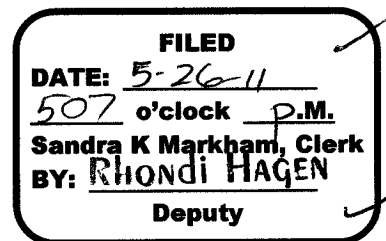


w/o

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF YAVAPAI



DIVISION PRO TEM B

SANDRA K MARKHAM, CLERK

HON. WARREN R. DARROW

BY: R. Hagen, Deputy Clerk

CASE NO. V1300CR201080049

DATE: May 26, 2011

TITLE:  
STATE OF ARIZONA,

COUNSEL:  
Yavapai County Attorney  
By Sheila Polk  
Bill Hughes  
(Via OnBase)  
(For Plaintiff)

(Plaintiff)

v.

JAMES ARTHUR RAY,  
(Defendant)

Thomas K. Kelly  
(Via Electronic Mail)  
(For Defendant)  
and  
Luis Li/Brad Brian/Truc Do/Miriam Seifter  
MUNGER TOLLES & OLSON LLP  
(Via Electronic Mail)  
(For Defendant *Pro Hac Vice*)

HEARING ON:  
JURY TRIAL – DAY 43  
START TIME: 9:24 a.m.

NATURE OF PROCEEDINGS

COURT REPORTER  
Mina Hunt

APPEARANCES:

Sheila Polk, Counsel for State
Bill Hughes, Co-Counsel for State
Detective Ross Diskin, Case Agent
James Arthur Ray, Defendant
Tom Kelly, Counsel for Defendant
Luis Li, <i>Pro Hac Vice</i> Counsel For Defendant
Truc Do, <i>Pro Hac Vice</i> Counsel For Defendant
Miriam Seifter, <i>Pro Hac Vice</i> Counsel for Defendant

Trial resumes with the Jury present. Brandy Rainey is sworn and testifies.

Exhibits 206, 207, 1052, 1055, 1044, 1045, 1046, 1049, 1050 and 1051 are offered and admitted into evidence pursuant to stipulation of Counsel. Exhibits 1056, 1057 and 1058 are offered and admitted into evidence without objection.

The witness is admonished regarding the Rule excluding witnesses and excused for a recess. The Jury is admonished and excused for a recess.

~~~Recess~~~

At 11:15 a.m. the trial reconvenes with all previously appearing parties and the Jury present. Brandy Rainey resumes the witness stand for further testimony.

The witness is admonished regarding the Rule excluding witnesses, excused for the noon recess and leaves the courtroom. The Jury is admonished, excused for the noon recess and leaves the courtroom.

The Court and Counsel discuss Defense Counsel's objection concerning leading questions as well as an objection regarding line of questioning and relevance. The Court advises that the State may question the witness from the admitted exhibit.

~~~Noon Recess~~~

At 1:34 p.m. the trial reconvenes with all previously appearing parties and the Jury present.

Brandy Rainey resumes the witness stand for further testimony.

The witness is admonished regarding the Rule excluding witnesses and excused for a recess. The Jury is admonished and excused for a recess.

~~~Recess~~~

At 3:05 p.m. the trial reconvenes with all previously appearing parties and the Jury present.

Brandy Rainey resumes the witness stand for further testimony.

The Court and Counsel conduct sidebar discussions out of the presence of the Jury on the record.

Witness Brandy Rainey is asked and answers appropriate questions submitted by the Jury. The witness is admonished regarding the Rule of Exclusion of Witnesses and excused subject to recall.

Mark Rock is sworn and testifies.

The witness is advised of the Rule of Exclusion of Witnesses, excused for a recess and leaves the courtroom. The Jury is admonished, excused for a recess and leaves the courtroom.

The Court and Counsel address Defense Counsel's objections regarding the witness and line of questioning. The Court overrules the objection.

~~~Recess~~~

At 4:14 p.m. the trial reconvenes with all previously appearing parties and the Jury present.

Mark Rock resumes the witness stand for further testimony.

The Jury is admonished and excused for the day. The witness is reminded of the Rule of Exclusion of Witnesses, excused for the day and leaves the courtroom.

The Court and Counsel discuss scheduling issues.

The Court stands adjourned for the day.

**END TIME: 5:07 p.m.**

cc: Gallagher & Kennedy, P.C., Counsel for Shore Family (e)  
Murphy, Schmitt, Hathaway & Wilson, PLLC, Co-Counsel for Brown Family (e)  
Stone & Magnanini, Co-Counsel Brown Family (e)  
Aspey, Watkins & Diesel, PLLC, Counsel for Neuman Family (e)  
Steptoe & Johnson, Counsel for KPNX Broadcasting Company, TruTV and In Session (e)  
Perkins, Coie, Brown & Bain, Counsel KTVK-TV (e)  
Division PTB (e)  
Victim Services (e)  
Court Administration  
Customer Service Supervisor, Camp Verde Superior Court Bldg.